

J. ROBERT WOOLEY, COMMISSIONER
OF INSURANCE FOR THE STATE OF
LOUISIANA, AS LIQUIDATOR FOR
AMCARE HEALTH PLANS OF
LOUISIANA, INC.

NUMBER: 499,737 DIVISION: D

19TH JUDICIAL DISTRICT COURT

VERSUS

PARISH OF EAST BATON ROUGE

THOMAS S. LUCKSINGER, ET AL.

STATE OF LOUISIANA

J. ROBERT WOOLEY, COMMISSIONER
OF INSURANCE FOR THE STATE OF
LOUISIANA IN HIS CAPACITY AS
LIQUIDATOR OF AMCARE HEALTH
PLANS OF LOUISIANA, INC.

NUMBER: 509,297 DIVISION: D

19TH JUDICIAL DISTRICT COURT

VERSUS

PARISH OF EAST BATON ROUGE

FOUNDATION HEALTH CORPORATION,
FOUNDATION HEALTH SYSTEMS, INC.,
AND HEALTH NET, INC.

STATE OF LOUISIANA

J. ROBERT WOOLEY, COMMISSIONER
OF INSURANCE FOR THE STATE OF
LOUISIANA IN HIS CAPACITY AS
LIQUIDATOR OF AMCARE HEALTH
PLANS OF LOUISIANA, INC.

NUMBER: 512,366 DIVISION: D

19TH JUDICIAL DISTRICT COURT

VERSUS

PARISH OF EAST BATON ROUGE

PRICEWATERHOUSECOOPERS, LLP

STATE OF LOUISIANA

SUSPENSIVE APPEAL BOND

Original 4/3 Bundle 11805
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COST OK Amt. ✓

DEC 19 2005

BY _____
CLERK OF COURT

WHEREAS, on November 4, 2005, the 19th Judicial District Court, Parish of East Baton Rouge, State of Louisiana, Honorable Judge Janice Clark presiding, rendered and signed a Judgment in the above entitled and numbered cause in favor of the plaintiff, J. Robert Wooley, Commissioner of Insurance for the State of Louisiana, in his capacity as the Liquidator of AmCare Health Plans of Louisiana, Inc. ("AmCare-LA"), and against defendant, Health Net, Inc. (formerly known as Foundation Health Systems, Inc. and successor to Foundation Health Corporation) ("Health Net"); and

WHEREAS, the Clerk of Court for the 19th Judicial District Court mailed copies of the judgment as required by the Louisiana Code of Civil Procedure on November 14, 2005; and

WHEREAS, in the November 4, 2005, judgment the trial court awarded AmCare-LA compensatory damages in the amount of \$9,511,624.19, together with legal interest from the date of judicial demand until paid, and reserved until a later date the issues of the possible award of punitive damages and attorneys fees to AmCare-LA; and

WHEREAS, the November 4, 2005, judgment awarding AmCare-LA compensatory damages specifically states that it is a final appealable judgment and there is no just reason for delay in appealing that judgment; and

WHEREAS, on December 5, 2005, Health Net filed a motion and order for suspensive appeal in which Health Net seeks to take a suspensive appeal of the trial court's judgment conditioned upon the furnishing of legally acceptable security legally acceptable security as required pursuant to the Louisiana Code of Civil Procedure;

NOW, THEREFORE, Westchester Fire Insurance Company, incorporated under the laws of the State of New York and licensed to do business in the State of Louisiana, as surety and Health Net, Inc. (formerly known as Foundation Health Systems, Inc. and successor to Foundation Health Corporation) ("Health Net"), as principal, are held and firmly bound unto Doug Welborn, Clerk of Court for the 19th Judicial District Court, Parish of East Baton Rouge, State of Louisiana, or his successor in office, in the sum of TEN MILLION SEVEN HUNDRED EIGHTY SEVEN THOUSAND AND NO/100 (\$10,787,000.00) as security that Health Net will prosecute its appeal and satisfy any judgment that may be rendered against it, and should Health Net fail to satisfy the judgment, the undersigned, as sureties, will be liable for the amount of the judgment.

CERTIFIED TRUE COPY

001655

Executed at Los Angeles, California, on the 15th day of December, 2005.

Westchester Fire Insurance Company

Surety

By: _____

Jeffrey Strassner
Attorney-in-Fact

19th JUDICIAL DISTRICT
EAST BATON ROUGE PARISH, LA
FILED

2005 DEC 19 PM 4:07

DEPUTY CLERK & RECORDER FOR

DOUG WELBORN

CLERK OF COURTE, E.B.R. PARISH

**CERTIFIED
TRUE COPY**

MAY 09 2011

BY Melroy W. Welton
DEPUTY CLERK

14083

Executed at Baton Rouge, Louisiana,
on the 16th day of December, 2005.

Health Net, Inc.,
Principal

By: 

DAVID M. KEITH
Attorney-in-Fact

CERTIFIED TRUE COPY

001666

DEPUTY CLERK OF COURT

19TH JUDICIAL DISTRICT
BATON ROUGE PARISH
FILED

2005 DEC 19 PM 4:08

CLERK OF COURT & RECORDER FOR

DOUG WELBORN

CLERK OF COURTE. B.R. PARISH

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MAY 19 2011

BY 

DEPUTY CLERK